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COUNTY OF SANTA CLARA and its
SANTA CLARA VALLEY MEDICAL
CENTER, HOLLISTER BREWSTER, M.D.,
ALFONSO BANUELOS, M.D., DOLLY
GOEL, M.D., and PETER GREGOR, M.D.

UNITED STATES DISTRICT COURT
FOR THE NORTHERN DISTRICT OF CALIFORNIA
(San Francisco)

THRESSA WALKER et al.,) No. 10-CV-04668 RS
Plaintiffs,)
v.) **STIPULATION AND [PROPOSED] ORDER**
COUNTY OF SANTA CLARA et al.,) **ENLARGING TIME TO PARTICIPATE IN**
Defendants.) **PRIVATE ADR/MEDIATION**

The parties, through their respective counsel of record, hereby stipulate and agree to an order enlarging time to participate in private mediation from December 10, 2011 until March 1, 2012. The parties scheduled (subject to Court approval) a two-day mediation with mediator, Charles F. Hawkins, to take place on February 27 and 28, 2012.

Good cause exists for this enlargement of time since the parties have been (and are continuing to be) actively engaged in written discovery and document production in preparation for taking those depositions necessary for a productive mediation. At this time, the parties are scheduling such depositions and expect them to occur by January 13, 2012. Further, although this case is presently “at issue” respecting the Third Amended Complaint, Plaintiffs are desirous

1 of filing a Fourth Amended Complaint adding new allegations and one additional cause of
 2 action.

3 By way of background, on April 22, 2011 the parties submitted a Stipulation and
 4 [Proposed] Order Selecting ADR Process anticipating their participation in private mediation
 5 with Mr. Hawkins by September/October 2011. Thereafter, on June 2, 2011 Plaintiffs requested
 6 and later obtained leave of court to file a Third Amended Complaint allowing Defendants 45
 7 days to file responsive pleadings. On June 10, the parties appeared at a further case
 8 management conference before Judge Jeremy D. Fogel. Through their further CMC statement,
 9 the parties advised Judge Fogel that they anticipated participating in private mediation within
 10 six months (i.e., by December 10, 2011). Recently, Plaintiffs submitted for the Court's
 11 consideration a stipulation seeking leave to file a Fourth Amended Complaint and allowing
 12 Defendants 30 days to file responsive pleadings. Therefore, assuming leave is granted this case
 13 will not be "at issue" respecting the Fourth Amended Complaint until mid or late December
 14 2011.

15 I hereby attest that I have on file all holograph signatures for any signatures indicated by a
 16 "conformed" signature (/S/) within this efiled document.

17 MIGUEL MÁRQUEZ
 18 County Counsel

19 Dated: November 8, 2011

20 By: /S/
 21 GREGORY J. SEBASTINELLI
 Deputy County Counsel

22 Attorneys for Defendants

23
 24 LAW OFFICES OF
 CHARLES & BONNER

25
 26 Dated: November 8, 2011

27 By: /S/
 28 CHARLES A. BONNER

Attorneys for Plaintiffs

1 **[PROPOSED] ORDER**
2
3

4 IT IS SO ORDERED that the time for the parties to participate in private mediation is
5 enlarged until March 1, 2012.

6 Dated: 11/22/11

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6 RICHARD SEEBORG
7 United States District Court Judge

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